

1897-033 Chancery Causes: Julia A. Gibson vs. Wiley Gibson
Lee Co.

Bolin, Wells, Goins

CA-Divorce
T-Vices

Virginia,

In the Circuit Court of Lee County.

To the Hon. W. T. Miller, Judge of said Court:-

-----Humbly complaining your oratrix, Julia A. Gibson, would respectfully shew unto your Honor, that something over one year ago she was married to one Wiley Gibson, who is now her husband; she and the said Wiley Gibson lived together for a few months.- Your ~~oratrix~~ oratrix did all that she could to make her said husband happy, and she was faithful to the vows of the hymenial altar. But her said husband ~~is~~ became unfaithful to your oratrix and committed the crime of adultery with one Ida Bolin in the year 1897, on Wallen's Creek, in Lee County, Virginia, much to her sorrow, grief and surprise, without her consent or connivance, and she has not co-habited with him since the same came to her knowledge. Your oratrix further charges that her said husband has totally failed to provide for her, and has abandoned her, and is a refugee from justice, being charged with felony in two indictments now pending in the County Court of Lee County, Virginia. Your oratrix charges that the acts of adultery herein ~~charged~~ charged were committed since her said marriage and within the period of five years, and that she is now and has been a citizen of said County and State for a period longer than two years. ~~None~~

Now, in so much, as your oratrix is without remedy at law, and can not bear the idea of being married to an adulterer and felon she prays that the said Wiley Gibson be made ~~xx~~ party defendant to this bill; that he be required to answer the same, but not on oath that ~~being~~ being waived. And that upon a hearing of this case a decree be ~~pronounced~~ pronounced granting to your oratrix a divorce from the bonds of matrimony. May process issue, etc., directed, etc. And your oratrix will ever pray.

Orry Blaukschip P. O.

Julia Gibson

vs } Bill-

Wiley Gibson

O. & B.

Julia A. Gibson

vs. } Bill. In Chy.

Wiley Gibson

Or & B. Blankenship, P. I.

1897 2nd Sept rules Spacat
Executed & Ord Pub

" 1st Oct rules Contd for

" 2nd Oct O P Completed
Cause set for hearing

1897 Nov Term Decree
final See Chy O. B.
No 6 Page 54

90. to 00

ly

Plffs Costs

Clerk 5.46

Tax 1.50 pd

Printer 5.00

Comm in Chy 1.50

atty 18.00

Co C 25

\$28.91

Julia A. Gibson, Plaintiff.

----Against----(---In Chancery. (Decree final.)

Wiley Gibson, Defendant.

-----This cause, in which the Plaintiff appears to have proceeded against the Defendant, who is a non-resident, in the mode prescribed by law against absent Defendants, and the said Defendant failing to appear and answer, came on the day to be heard upon the bill of the Plaintiff and the depositions of witnesses and was argued by counsel for the Plaintiff: On consideration whereof it is adjudged, ordered and decreed that the bonds of matrimony heretofore contracted and now existing between the Plaintiff and Defendant, be, and the same are hereby dissolved and annulled, and a divorce ^a à vinculo matrimonii is hereby granted both parties, and the Plaintiff recover against the Defendant the costs of this suit.

-----And the cause is stricken from the docket.

Julia A Gilson
vs { Decree Final
Wiley Gilson

Eu. C. vs. No. 6. S. 5-4.

Enter this decree

M J M
100 5th 1897.

The deposition of James Goins and J. L. Wells. taken before me AB Muncey a Commr in Chancery for the Circuit Court of Lee County Va at the office of Orr Blankenship in the Town of Jonesville Lee County Va between the hours of 9 A M and 4 P M. to read as evidence on behalf of Julia Gibson in a certain Suit in equity depending in the Circuit Court of Lee County Va wherein Julia Gibson is plaintiff and Wiley Gibson is defendant. Present ~~Wm~~ A Orr Esq of Counsel for plaintiff.

J. L. Wells a witness of lawful age being duly sworn deposes and says.

Ques What is your age Occupation and place of residence.

Ans I am 22 years old. Occupation a farmer. Residence Van Lee Co Va.

Ques Do you know the plaintiff and the Defendant in this Suit.

Ans I do.

Ques Who are they?

Ans Wiley Gibson & Julia A Gibson.

Ques Are they married people?

Ans Yes Sir They were married

Ques. Where are Julia A Gibson and Wiley Gibson?

Ans. Julia A Gibson is at her fathers in this County. And I understand that Wiley Gibson is some where in Ky.

Ques Do you know why Wiley Gibson is not at home?

Ans. I knew Wiley Gibson before he left his wife, and he loafed and did not provide for her, according to his ability, he was an able bodied man, and able to provide by Common days work for your Cratrix; Since he left her he has gone to the State of Ky, and is a fugitive from Justice being indicted for Robbery.

~~Ques How long has Julia A Gibson been a~~

Ques How long has Julia A Gibson been a resident of this State?

Ans She has lived here over Twelve months before the institution of this Suit.

Ques Where did she and her husband first live?

Ans In Hancock County Tenn.

Ques When did they live there?

Ans When they were first Married

Ques Do you know of Wiley Gibson having been guilty of acts of adultery.

Ans I know that Wiley Gibson did Commit

acts of adultery, with Ida Bolin
in this County near Van P.O.

Ques At what place did he commit the
acts of adultery; that is at whose house

Ans They was committed at an old waste
house on Wallens Creek near Parris
Albert's dwelling house.

Ques At what time of the year was it;

Ans In the Spring of 1897.

Ques What were you doing there?

Ans I was there with Wiley Gibson.

Ques Did you see him and Ida Bolin
have Carnal intercourse with each
other?

Ans I did

Ques In what shape were they at the time

Ans They were lying in the corner of the
house. Ida Bolins clothes were up and
Wiley Gibson was on top of her.

Ques. ^{style whether or not} ~~was~~ This act of adultery of
said Wiley Gibson ^{was} brought about
by the connivance and collusion
of the plaintiff Julia A. Gibson?

Ans It was not.

Ques, Has the plaintiff, or not, cohabited
with the defendant since
this act of adultery?

Ans She has not

and further this deponent saith Not;

J. L. ^{his} Wells
~~X~~ Mark

James Goins another witness of lawful being duly sworn deposes Says,

Ques What is your age, Occupation & place of residence?

Ans My age is 39 years, a farmer, Van Lee Co Va

Ques Are you related to the parties in this Case?

Ans I am

Ques Do you know they are?

Ans I know where Julia A Gibson is

Ques What has become of Wiley Gibson?

Ans I understand that he has gone to Ky

Ques Is he at his usual place of abode?

Ans He is not.

Ques Do you know what he is doing?

Ans I do not.

Ques When did you see him last?

Ans It was along late in the Spring, ~~last~~

Ques The Spring of what year?

Ans It was last May (at May Court in Tenn)

Ques Did you ever see either one of them any more?

Ans Yes Sir. I have ~~seen~~ Julia A Gibson

Ques Where did you see her.

Ans I saw her over on Wallens Creek

Ques At whose house or place?

Ans At James Koin's house

Ques What was she doing?

Ans She is staying there working.

Ques Is she behaving herself all right?

Ans She is so far as I know

Ques What is her reputation for chastity in the neighborhood where she lives?

Ans It is good.

Ques Does she behave herself prudently?

Ans She does

Ques Does she keep good company?

Ans She does.

Ques Do you know why Wiley Gibson has gone to Ky?

Ans He is absent from Va as I understand because there are certain indictments pending against him ^{in the County Court of Va.} A copy of which is here filed as a part of my Deposition Marked "A"

Ques State whether or not the defendant provided for his wife while they were living together?

Ans He scarcely furnished her any means of support. And was idle and loafed about over the Country the most of his time.

And further this deponent saith not.

James Goins
Virginia Lee County to wit:
I A.B. Munsey a Commr in Chy of the
Circuit of Lee County Va do hereby Cer-
tify that the foregoing depositions of
J.L. Wells & James Goins were duly
taken before me at the office of
Ort & Blankenship in the Town of Jones-
ville Lee Co Va pursuant to an or-
der of Publication filed in the bill
of Complaint. Given under my hand
this the 27th day of Oct 1897
A.B. Munsey Commr
in Chancery

Julius A Gibson
vs Depositions
Wiley Gibson
Taken before me as
Commr in Chy and
filed Oct 27th 1897
A.B. Munsey
Clerk

Commr in Chy
3 hours at 75¢ \$225

Virginia, Lee County, to wit:
The Jurors of the Grand Jury impannelled,
and sworn in and for the body of Lee County,
Virginia, at the July term of the County
Court of said County, commencing on
Monday, the 19th day of July 1897, upon
their oath present that on the day of
1897, in said County of Lee, and within
the jurisdiction of said Court, did in and
upon one George Lawson, make an assault,
and him the said George Lawson, he the
said Wiley Gibson, did unlawfully,
feloniously and maliciously, with a
certain iron or cast weapon or instrument,
to wit: an iron or cast key belonging to
a cane mill, then and there had and
held in his hand, did beat, strike, cut
and wound him the said George Lawson,
with intent to maim, disfigure, disable
and kill, him the said George Lawson,
against the peace and dignity of the
Commonwealth.

A Copy-

Teste: J. V. F. Richmond Clerk

Exhibit "A"
filed with James Louis
Deposition

Virginian,
Print,
Jonesville, Va

} Form No. 302.

In the Clerk's Office of the Circuit Court of the County of
Lee

against Julia A Gibson Plaintiff

Wiley Gibson Defendant

} In Chancery

This day William Wilson personally appeared
before me A. B. Munsey Clerk of the said Court,
and being duly sworn, made oath that Wiley Gibson

defendant in the said suit is not a resident of the State of Virginia,

Given under my hand has Clerk of the said Court, this

8th day of September

A. B. Munsey Clerk

1897

Julian A Gibson

vs.

}

AFFIDAVIT FOR ORDER
OF
PUBLICATION.

Wiley Gibson

Orro B

p. q.

Filed Sept 8th 1897
A. B. Mursey clk

VIRGINIA:--In the Clerk's Office of the Circuit Court of the County of Lee
on the 8th day of September 1897.

Against

Julia A Gibson

Plaintiff

Wiley Gibson

Defendant

} In Chancery

The object of this suit is to obtain a decree a Vinculo Matrimonii
heretofore contracted and now existing between the
plaintiff and the defendant

And an affidavit having been made and filed that the defendant

Wiley Gibson

is ^a not resident of the State of Virginia, it is ordered that he do appear here within fifteen days
after due publication hereof, and do what may be necessary to protect his interest in this suit. And it is further
ordered that a copy hereof be published once a week for four weeks in the South West Virginian
and that a copy be posted at the front door of the court-house of this county on the first day of the next term of the
county court.

A copy—Teste:

Ors Blankenship P. Q.

A. B. Munsey Clerk.

Julia A Gibson
AGAINST } ORDER
OF
PUBLICATION.

Wiley Gibson
Ort W Blankenship
P. Q.

J A B Munsey Clerk of
the Circuit Court of Lee Co
Va, do hereby certify that
I posted a copy of the
within Order of Pub-
lication at the front
door of the Court house
on the 1st day of Sept
term of the County Court
of Lee County.
Given under my
hand this the 20th day
of Sept 1897.
J A B Munsey
Clerk

The Commonwealth of Virginia,

To the Sheriff of the County of Lee Greeting:

We command you to summon

Wiley Gibson

to appear at the Clerk's office of our Circuit Court of the County of Lee at the court-house thereof, at the
Rules to be holden for said court, on the *3rd* Monday in *October* 189*7* to answer
a bill in Chancery, exhibited against *him* in our court by

Julia A Gibson

And have then there this writ.

Witness, A. B. MUNSEY, Clerk of our said court, at the court-house, the *8th* day of

September 189*7*, and in the 12^{*th*} year of the Commonwealth.

A copy—Teste:

A B Munsey Clerk.

A B Munsey Clerk.

VS. { SUBPCENA
IN CHANCERY.

P. Q.

TO _____ Rul s.

CIRCUIT COUR

Southwest Virginian, {
Jonesville, Va. }

The Commonwealth of Virginia,

To the Sheriff of the County of Lee Greeting:

We command you to summon

Wiley Gibson

to appear at the Clerk's office of our Circuit Court of the County of Lee at the court-house thereof, at the Rules to be holden for said court, on the 3rd Monday in October, 1897 to answer a bill in Chancery, exhibited against him in our court by

Julia H Gibson

And have then there this writ.

Witness, A. B. MUNSEY, Clerk of our said court, at the court-house, the 8th day of

September, 1897, and in the 12th year of the Commonwealth.

A B Munsey Clerk.

A copy—Teste:

Clerk.

Julia A Gibson

vs. { SUBPCENA
IN CHANCERY.

Wiley Gibson

Orig + 13 P. Q.

TO *2nd Oct* Rules.

CIRCUIT COUR

*not executed not
found this Oct 18
-1894*

W. P. Weston S. G. C

❁ CERTIFICATE OF ORDER OF PUBLICATION. ❁

WE, A. M. Goins and W. M. Davidson, editors of the SOUTH-WEST VIRGINIAN, a weekly newspaper published at Jonesville, Lee county, Va., do hereby certify that the annexed notice was published in said paper once a week for four successive weeks, commencing on the

16 day of Sept. 1897.

A. M. Goins
W. M. Davidson } EDITORS.

Fee \$5.00

Virginia:—In the Clerk's office of the circuit court of the county of Lee on the 8th day of Sept. 1897.

JULIA A. GIBSON, Plaintiff
against

WILEY GIBSON. Defendant.

IN CHANCERY.

The object of this suit is to obtain a decree A VINCULO MATRIMONII dissolving the bonds of matrimony heretofore contracted and now existing between the plaintiff and the defendant. And an affidavit having been made and filed that the defendant, Wiley Gibson, is not a resident of the State of Virginia, it is ordered that he do appear here within fifteen days after due publication hereof, and do what may be necessary to protect his interest in this suit. And it is further ordered that a copy hereof be published once a week for four weeks in the Southwest Virginian, and that a copy be posted at the front door of the court house of this county on the first day of the next term of the county court.

A copy—Teste:

A. B. MUNSEY, Clerk
Orr & Blankenship. p. q. 9—16 4t

Julia a Gibson

vs

Wiley Gibson

Ord of Prob,

Prs- Fee \$5.00